FARAD CONTINUATION SHEET
APPELLATE SIDE
Criminal Application No.1070 of 2007

Office Notes, Office Memoranda Court's or Judge's orders
of Coram, appearance, Court's
orders or directions and
Registrar's orders

Mr.Pritesh Rajgar i/b. PDS Legal for
applicant.
Mr.Ganesh Bhujbal i/b. Mr.Prakash Naik
for resp.no.1.
Mr.D.R.More, APP for State.

CORAM: B.H.MARLAPALLE,J.

August 9, 2007.

P.C.

. This application under Section 482 of Cr.P.C. is filed by the petitioners in the second round and a fresh ground is taken to quash and set aside the process viz. the delay caused in issuing the statutory notice.

. The requirements of Section 138 of the Negotiable Instruments Act, 1881 whether complied with or not is a matter which will have to be gone through on the basis of the evidence and more particularly the documentary and oral

evidence of the complainant and, therefore, this application cannot be entertained on the so called new ground.

. The application is rejected and trial of the complaint is expedited.

(B.H.MARLAPALLE,J.)